

Message Text

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ACTION EUR-12

INFO OCT-01 IO-13 ISO-00 EB-08 CIAE-00 INR-10 NSAE-00
PM-05 NSC-05 SP-02 SS-15 L-03 /074 W
-----005879 282315Z /14

R 282209Z JUL 78
FM AMEMBASSY BONN
TO SECSTATE WASHDC 0699
INFO AMEMBASSY BERLIN
AMEMBASSY LONDON
AMEMBASSY MOSCOW
AMEMBASSY PARIS
AMEMBASSY VIENNA
USMISSION USBERLIN
USMISSION USNATO
USMISSION USUN NEW YORK
USMISSION GENEVA

C O N F I D E N T I A L SECTION 01 OF 02 BONN 13872

E.O. 11652: GDS
TAGS: PGOV, ECOSOC, BQG
SUBJECT: BERLIN: PROTEST IN TRANSNATIONAL CORPORATIONS COMMISSION

REFS: (A) 77 BONN 4739; (B) BONN 2511; (C) STATE 121726
(NOTAL); (D) BONN 8672 (NOTAL); (E) USUN 1759
(NOTAL)

1. IN JUNE THE UN SECRETARIAT RECEIVED THREE NOTES
PROTESTING INCLUSION OF AN OFFICIAL FROM THE FRG OFFICE
FOR THE SUPERVISION OF CARTELS AND TRUSTS IN BERLIN

AMONG THE FRG REPRESENTATIVES TO THE FOURTH SESSION OF
THE UN COMMISSION ON TRANSNATIONAL CORPORATIONS. THE
NOTES CAME FROM THE SOVIET UNION, THE UKRAINIAN SSR,
AND THE BYELORUSSIAN SSR.

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2. THE TEXT OF THE SOVIET PROTEST IS AS FOLLOWS AND
THE TEXTS OF THE OTHER TWO NOTES ARE VIRTUALLY THE
SAME.

BEGIN TEXT. "IT APPEARS FROM THE PRELIMINARY LIST OF
REPRESENTATIVES TO THE FOURTH SESSION OF THE UNITED
NATIONS COMMISSION ON TRANSNATIONAL CORPORATIONS THAT

THE DELEGATION OF THE FEDERAL REPUBLIC OF GERMANY INCLUDES AN OFFICIAL OF THE "FEDERAL CARTEL OFFICE" OF THE FEDERAL REPUBLIC OF GERMANY, ILLEGALLY ESTABLISHED IN WEST BERLIN.

"IN THIS CONNECTION THE PERMANENT MISSION WISHES TO POINT OUT THE FOLLOWING.

"THE INCLUSION OF AN OFFICIAL OF THE "FEDERAL CARTEL OFFICE" IN THE DELEGATION OF THE FEDERAL REPUBLIC OF GERMANY TO THE SESSION OF THE COMMISSION ON TRANS-NATIONAL CORPORATIONS CAN ONLY BE REGARDED AS AN ATTEMPT TO ABUSE THE AUTHORITY OF THE UNITED NATIONS TO LEGITIMIZE THE STATE INSTITUTIONS OF THE FEDERAL REPUBLIC OF GERMANY WHICH HAVE BEEN ILLEGALLY ESTABLISHED IN THE WESTERN SECTORS OF BERLIN. IT IS COMMON KNOWLEDGE THAT WEST BERLIN IS NOT A COMPONENT PART OF THE FEDERAL REPUBLIC OF GERMANY AND CANNOT BE ADMINISTERED BY IT. THE ESTABLISHMENT IN THAT CITY OF CENTRAL GOVERNMENTAL INSTITUTIONS OF THE FEDERAL REPUBLIC OF GERMANY IS CONTRARY TO THE FOUR-POWER AGREEMENT ON WEST BERLIN.

"I SHOULD BE GRATEFUL IF YOU WOULD HAVE THIS LETTER CIRCULATED AS AN OFFICIAL DOCUMENT OF THE GENERAL ASSEMBLY UNDER ITEM 12 OF THE PROVISIONAL AGENDA."
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END TEXT.

3. THE BONN GROUP HAS PREPARED A REPLY TO THESE NOTES BASED ON THE CONTINGENCY PLAN FORMULA (REF A AS AMENDED BY REF B). AT THE JULY 25 BONN GROUP MEETING, THE UK REP (HARPER) REPORTED LONDON'S APPROVAL OF THE TEXT AND THE FRENCH REP (RICHARD) SAID HE WOULD INFORM PARIS BUT DID NOT NEED THE QUAI'S APPROVAL.

4. FOLLOWING IS THE TEXT OF THE DRAFT REPLY:
BEGIN TEXT. WE HAVE THE HONOUR TO REFER TO THE LETTERS DATED JUNE 5, 1978 FROM THE PERMANENT REPRESENTATIVE OF THE UNION OF SOVIET SOCIALIST REPUBLICS (A/33/127), OF JUNE 8 FROM THE PERMANENT REPRESENTATIVE OF THE UKRAINIAN SOVIET SOCIALIST REPUBLIC (A/33/132), AND OF JUNE 9, FROM THE PERMANENT REPRESENTATIVE OF THE BYELORUSSIAN SOVIET SOCIALIST REPUBLIC (A/33/133) CONCERNING THE PRELIMINARY LIST OF REPRESENTATIVES TO THE FOURTH SESSION OF THE UNITED NATIONS COMMISSION ON

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ACTION EUR-12

INFO OCT-01 ISO-00 IO-13 CIAE-00 INR-10 NSAE-00 PM-05
NSC-05 SP-02 SS-15 EB-08 L-03 /074 W
-----005867 282314Z /14

R 282209Z JUL 78
FM AMEMBASSY BONN
TO SECSTATE WASHDC 0700
INFO AMEMBASSY BERLIN
AMEMBASSY LONDON
AMEMBASSY MOSCOW
AMEMBASSY PARIS
AMEMBASSY VIENNA
USMISSION USBERLIN
USMISSION USNATO
USMISSION USUN NEW YORK
USMISSION GENEVA

C O N F I D E N T I A L SECTION 02 OF 02 BONN 13872

TRANSNATIONAL CORPORATIONS.

THE GOVERNMENTS OF FRANCE, THE UNITED KINGDOM OF GREAT
BRITAIN AND NORTHERN IRELAND AND THE UNITED STATES OF
AMERICA DO NOT ACCEPT THE ALLEGATIONS CONTAINED IN THE
NOTES REFERRED TO ABOVE.

OUR GOVERNMENTS REAFFIRM THE STATEMENTS MADE IN OUR
LETTERS OF MARCH 23, 1976 (A/31/67) AND OF JUNE 26,
1975 (A/10127) ADDRESSED TO THE SECRETARY GENERAL
AS TO THE LEGALITY OF THE LOCATION IN THE WESTERN
SECTORS OF BERLIN OF THE FEDERAL OFFICE FOR THE SUPER-
VISION OF CARTELS AND TRUSTS AND OF THE DESIGNATION OF
A MEMBER OF THAT OFFICE AS A MEMBER OF THE DELEGATION
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OF THE FEDERAL REPUBLIC OF GERMANY TO THE COMMISSION
ON TRANSNATIONAL CORPORATIONS.

REGARDING THE LETTERS FROM THE PERMANENT REPRESENTA-
TIVES OF THE UKRAINIAN SOVIET SOCIALIST REPUBLIC AND
THE BYELORUSSIAN SOVIET SOCIALIST REPUBLIC, OUR GOVERN-

MENTS REAFFIRM THAT STATES WHICH ARE NOT PARTIES TO
THE QUADRIpartite AGREEMENT ARE NOT COMPETENT TO
COMMENT ON ITS PROVISIONS. THE THREE GOVERNMENTS
DO NOT CONSIDER IT NECESSARY NOR DO THEY INTEND
TO RESPOND TO ANY FURTHER COMMUNICATIONS ON THE
SUBJECT FROM STATES WHICH ARE NOT PARTIES TO THE
QUADRIpartite AGREEMENT. THIS SHOULD NOT BE TAKEN
TO IMPLY ANY CHANGE IN THE POSITION OF THE THREE
GOVERNMENTS IN THIS MATTER. END TEXT.

5. ACTION REQUESTED: DEPARTMENT'S APPROVAL OF TEXT.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MEMBERSHIP, INTERNATIONAL ORGANIZATIONS, DIPLOMATIC PROTESTS, CARTELS, COMMITTEES
Control Number: n/a
Copy: SINGLE
Draft Date: 28 jul 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978BONN13872
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Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D780310-1156
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From: BONN
Handling Restrictions: n/a
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ISecure: 1
Legacy Key: link1978/newtext/t1978076/aaaaaexx.tel
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Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 7a069e73-c288-dd11-92da-001cc4696bcc
Office: ACTION EUR
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
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Review Transfer Date:
Review Withdrawn Fields: n/a
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Secure: OPEN
Status: NATIVE
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TAGS: PGOV, GE, ECOSOC, BQG, TRANSNATIONAL CORP COMMISSION
To: STATE
Type: TE
vdkgvwkey: odhc://SAS/SAS.dbo.SAS_Docs/7a069e73-c288-dd11-92da-001cc4696bcc
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